

Message Text

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44

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TO AMEMBASSY SEOUL PRIORITY

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E.O. 11652:N/A

TAGS: EFIS, JA, PLOS

SUBJECT:US/KOREA GOVERNING INTERNATIONAL FISHERIES
AGREEMENT

REF: (A) STATE 202337

1. THERE FOLLOWS TEXT OF ANNEX I TO SUBJECT AGREEMENT.

2. TITLE: QUOTE APPLICATION AND PERMIT PROCEDURES END
TITLE.

3. THE FOLLOWING PROCEDURES SHALL GOVERN THE APPLICA-
TION FOR AND ISSUANCE OF ANNUAL PERMITS AUTHORIZING
VESSELS OF THE REPUBLIC OF KOREA TO ENGAGE IN FISHING
FOR LIVING RESOURCES OVER WHICH THE UNITED STATES
EXERCISES FISHERY MANAGEMENT AUTHORITY:

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4. 1. THE GOVERNMENT OF THE REPUBLIC OF KOREA MAY SUBMIT AN APPLICATION TO THE GOVERNMENT OF THE UNITED STATES FOR EACH FISHING VESSEL OF THE REPUBLIC OF KOREA THAT WISHES TO ENGAGE IN FISHING PURSUANT TO THIS AGREEMENT. SUCH APPLICATION SHALL BE MADE ON FORMS PROVIDED BY THE GOVERNMENT OF THE UNITED STATES FOR THAT PURPOSE.

5. 2. ANY SUCH APPLICATION SHALL SPECIFY:

6. (A) THE NAME AND OFFICIAL NUMBER OR OTHER IDENTIFICATION OF EACH FISHING VESSEL FOR WHICH A PERMIT IS SOUGHT, TOGETHER WITH THE NAME AND ADDRESS OF THE OWNER AND OPERATOR THEREOF;

7. (B) THE TONNAGE, CAPACITY, SPEED, PROCESSING EQUIPMENT, TYPE AND QUANTITY OF FISHING GEAR, AND SUCH OTHER INFORMATION RELATING TO THE FISHING CHARACTERISTICS OF THE VESSEL AS MAY BE REQUESTED;

8. (C) A SPECIFICATION OF EACH FISHERY IN WHICH EACH SUCH VESSEL WISHES TO FISH;

9. (D) THE AMOUNT OF FISH OR TONNAGE OF CATCH BY SPECIES CONTEMPLATED FOR EACH SUCH VESSEL DURING THE TIME SUCH PERMIT IS IN FORCE;

10. (E) THE OCEAN AREA IN WHICH, AND THE SEASON OR PERIOD DURING WHICH, SUCH FISHING WOULD BE CONDUCTED; AND

11. (F) SUCH OTHER RELEVANT INFORMATION AS MAY BE REQUESTED.

12. 3. THE GOVERNMENT OF THE UNITED STATES SHALL REVIEW EACH APPLICATION, SHALL DETERMINE WHAT CONDITION AND RESTRICTIONS RELATED TO FISHERY MANAGEMENT AND CONSERVATION MAY BE NEEDED, AND WHAT FEE WILL BE REQUIRED. THE GOVERNMENT OF THE UNITED STATES SHALL INFORM THE GOVERNMENT OF THE REPUBLIC OF KOREA OF SUCH DETERMINATIONS.

13. 4. THE GOVERNMENT OF THE REPUBLIC OF KOREA SHALL THEREUPON NOTIFY THE GOVERNMENT OF THE UNITED STATES OF LIMITED OFFICIAL USE

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ITS ACCEPTANCE OR REJECTION OF SUCH CONDITIONS AND RESTRICTIONS AND, IN THE CASE OF A REJECTION OF ITS OBJECTIONS THERETO.

14. 5. UPON ACCEPTANCE OF THE CONDITIONS AND RESTRICTIONS BY THE GOVERNMENT OF THE REPUBLIC OF KOREA AND THE PAYMENT OF ANY FEES, THE GOVERNMENT OF THE UNITED STATES SHALL APPROVE THE APPLICATION AND ISSUE A PERMIT

FOR EACH FISHING VESSEL OF THE REPUBLIC OF KOREA, WHICH FISHING VESSEL SHALL THEREUPON BE AUTHORIZED TO FISH IN ACCORDANCE WITH THIS AGREEMENT AND THE TERMS AND CONDITIONS SET FORTH IN THE PERMIT. SUCH PERMITS SHALL BE ISSUED FOR A SPECIFIC VESSEL AND SHALL NOT BE TRANSFERRED.

15. 6. IN THE EVENT THE GOVERNMENT OF THE REPUBLIC OF KOREA NOTIFIES THE GOVERNMENT OF THE UNITED STATES OF ITS

OBJECTIONS TO SPECIFIC CONDITIONS AND RESTRICTIONS, THE TWO GOVERNMENTS MAY CONSULT WITH RESPECT THERETO AND THE GOVERNMENT OF THE REPUBLIC OF KOREA MAY THEREUPON SUBMIT A REVISED APPLICATION.

16. 7. THE PROCEDURES IN THIS ANNEX MAY BE AMENDED BY AGREEMENT THROUGH AN EXCHANGE OF NOTES BETWEEN THE TWO GOVERNMENTS. KISSINGER

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